

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Morongo Basin Broadcasting Corporation	)	File Number EB-04-LA-116
	)	
Licensee of FM Broadcast Station KCDZ	)	NAL/Acct. No. 200432900010
Twenty Nine Palms, California	)	FRN 0007699564

**MEMORANDUM OPINION AND ORDER**

**Adopted: July 19, 2005****Released: July 21, 2005**

By the Regional Director, Western Region, Enforcement Bureau:

1. In this *Memorandum Opinion and Order* (“*Order*”), we cancel a two thousand dollar (\$2,000) *Notice of Apparent Liability for Forfeiture* (“*NAL*”)<sup>1</sup> issued to Morongo Basin Broadcasting Corporation (“Morongo”), licensee of KCDZ(FM), in Twenty Nine Palms, California, for its apparent repeated violations of Sections 11.35(a) and 11.61 of the Commission's Rules (“*Rules*”).<sup>2</sup> The alleged violations involved failure by Morongo to ensure that Emergency Alert System (“EAS”) monitoring and transmitting functions were available during the time the station was in operation. Based on our review of Morongo’s response to the *NAL*, including its extensive efforts to implement a comprehensive EAS compliance plan prior to the FCC inspection, its overall compliance record with the Commission’s Rules, along with its exemplary efforts to ensure that KCDZ(FM) was able to receive local primary stations in two counties, while situated in an area that the relevant County EAS Plan describes as having “difficult coverage,” we conclude that no forfeiture should be imposed.

2. Accordingly, **IT IS ORDERED** that, pursuant to Section 504(b) of the Communications Act of 1934 as amended, and Section 1.80(f)(4) of the Rules,<sup>3</sup> the instant *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200432900010, **IS CANCELLED**.

3. **IT IS FURTHER ORDERED** that a copy of this *Order* shall be sent by First Class Mail and Certified Mail Return Receipt Requested to Morongo Basin Broadcasting Corporation, 6448 Hallee Road #5, Joshua Tree, California 92252.

**FEDERAL COMMUNICATIONS COMMISSION**

Rebecca L. Dorch  
Regional Director, Western Region  
Enforcement Bureau

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<sup>1</sup>*Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200432900010 (Enf. Bur., Western Region, Los Angeles Office, released September 29, 2004).

<sup>2</sup>47 C.F.R. §§ 11.35(a), 11.61.

<sup>3</sup>47 U.S.C. § 504(b); 47 C.F.R. § 1.80(f)(4).